WELSH STATUTORY INSTRUMENTS

2011 No.693 (W.105)

ANIMALS, WALES

The Badger (Control Area) (Wales) Order 2011

Made - - - -	*8 March 2011*
Laid before the National Assembly for Wales - -	*9 March 2011*
Coming into force - -	*31 March 2011*

The Welsh Ministers—

being satisfied that tuberculosis exists among the wild members of the badger species in the control area which has been or is being transmitted from badgers to animals of any kind in that area;

being satisfied that destruction of wild members of the badger species in that area is necessary in order to eliminate or substantially reduce the incidence of tuberculosis in animals of any kind in that area;

after consultation with the Countryside Council for Wales in accordance with section 21(3) of the Animal Health Act 1981(**1**); and

being satisfied that use of the method or methods of destruction specified in article 3(2) of this Order is the most appropriate way of carrying out that destruction, having regard to all relevant considerations and, in particular, the need to avoid causing unnecessary suffering to wild members of the species in question,in exercise of the powers conferred by sections 1, 21(2), (4) and (5) and 86(1) of the Animal Health Act 1981(**2**), make the following Order:

Title, commencement and interpretation

1.—(1) The title of this Order is the Badger (Control Area) (Wales) Order 2011 and it comes into force on 31 March 2011.

(2) In this Order—

"badger" ("*mochyn daear*") means a wild animal belonging to the species Meles meles of the order Carnivore; and

(**1**) 1981 c. 22.

(**2**) Section 86(1) is cited for the meaning given to "the Minister". Functions under the Animal Health Act 1981 are exercisable by the Welsh Ministers (in relation to Wales), by virtue of the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I.1999/672); the National Assembly for Wales (Transfer of Functions) Order 2004 (S.I. 2004/3044) and section 162 of and paragraph 30 of Schedule 11 to the Government of Wales Act 2006 (c. 32).